

**MARRIOTT-SLATERVILLE CITY
EXECUTIVE ORDER 2011-01**

DECLARATION OF LOCAL EMERGENCY – FLOOD DISASTER

AN EXECUTIVE ORDER OF THE MAYOR DECLARING A LOCAL EMERGENCY WITHIN MARRIOTT-SLATERVILLE CITY, UTAH, BASED UPON IMMINENT AND ONGOING CITY-WIDE FLOODING ; IMPLEMENTING EMERGENCY POWERS; CALLING UPON MULTI-JURISDICTIONAL AND STATE AID; ANTICIPATING THE NEED FOR FEDERAL RESOURCES; SEVERABILITY; AND EFFECTIVENESS.

WHEREAS, Marriott-Slaterville City ("City") is a municipal corporation duly existing under the laws of the state of Utah;

WHEREAS, the City operates under the optional council-mayor form of government set forth in *Utah Code Annotated* ("UCA") §10-3b-201 whereby the powers of government in the City are vested in two separate, independent, and equal branches of municipal government;

WHEREAS, the Mayor may issue Executive Order in accordance with *Marriott-Slaterville Municipal Code* ("MSMC") §2.06.010, and as authorized by UCA §10-3-202;

WHEREAS, in accordance with UCA § 63K-4-301, the Mayor is the chief executive officer and may declare a local emergency for the City;

WHEREAS, the nature of this emergency is imminent and ongoing flooding resulting from climactic weather events, excessive precipitation, and excessive storm water run-off that has been ongoing since April 18, 2011, resulting in a flood disaster within the City and other jurisdictions;

WHEREAS, the City is one of the lowest points in Weber County and is severely impacted by the flood waters of the Ogden River, Weber River, Mill Creek, Four Mile Creek, Six Mile Creek, the Warren Canal, and other watercourses (natural or man-made);

WHEREAS, regional reservoirs located within the Weber Basin are at or near capacity and the water discharged from reservoirs in the Weber Basin directly impacts the City posing an imminent and ongoing danger to public health, safety, and general welfare;

WHEREAS, the climatic weather events of this spring have delayed the melting of the snow-pack at higher elevations with is anticipated to result in further excessive run-off that will continue to impact the watercourses in the City causing additional flooding;

WHEREAS, the river banks along the Weber River and Warren Canal within the City have been compromised, breached, and/or damaged by high-water flow;

WHEREAS, sandbagging, ongoing flood control measures, and numerous emergency resources have been expended within the City since on or about April 19, 2011, to protect the general public, and to protect many local businesses and families;

WHEREAS, based upon continued precipitation, soils in the City has reached saturation and cannot absorb additional storm water, and groundwater in the City is at an all-time high as is evident by standing water visibly seen on the ground throughout the City;

WHEREAS, an undetermined amount of precipitation may yet fall, and the City is in an ongoing flood disaster with portions of the FEMA flood plain already under water;

WHEREAS, the City does not have the resources or jurisdictional authority to continue to implement all of the emergency strategies necessary to respond to this flood disaster;

NOW, THEREFORE, in accordance with UCA §63K-4-301, et seq., the Mayor of Marriott-Slaterville City hereby Orders and Declares as follows:

Section 1: Nature, scope, and effect of the local emergency.

1. Nature and scope. The nature of this local emergency is an ongoing flood disaster that has been occurring since on or about April 18, 2011, and encompassed the entire City based upon the conditions and findings set forth in the recital clauses above.
2. Effect. This Executive Order:
 - a. Constitutes the official recognition that a disaster situation exists within the City.
 - b. Provides legal basis for requesting and obtaining state or federal disaster assistance.
 - c. Activates the applicable response and recovery aspects of any and all applicable local disaster and Emergency Operations Plans.
 - d. Authorizes the furnishing of aid and assistance in relation to this disaster.

Section 2: Executive emergency powers.

Based upon this flood disaster, the executive emergency powers specified in state law and in MSMC § 2.06.080 are hereby authorized and may be implemented by the Mayor as needed to appropriately respond to this flood disaster.

Section 3: Weber County.

The City incorporates herein and reiterates the assistance and statements made and requested by Weber County in its "Declaration of a Local Emergency" dated May 24, 2011.

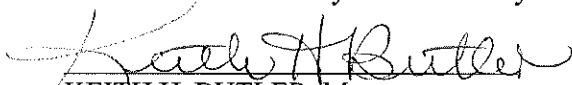
Section 4: Call for aid and assistance.

The City calls upon multi-jurisdictional, state, and federal aid and assistance to the City as directed and/or approved by the Mayor or his designee. The City calls upon state and federal aid to help with the reimbursement of emergency expenses incurred since April 18, 2011, relating to this flood disaster.


Section 5: Effective date and duration.

This Order is effective upon the first date indicated below and is effective for thirty (30) day therefrom, unless extended by the City Council.

BY ORDER of the Mayor this 30th day of May, 2011.


KEITH H. BUTLER, Mayor

ATTEST:


BECKY L. BURT, City Recorder

